

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DUSTIN GENE ABRAMS,

Plaintiff,

v.

HILCO RECEIVABLES, LLC,

Defendant.

No. C09-5595 FDB/KLS

AMENDED ORDER GRANTING  
APPLICATION TO PROCEED IN  
FORMA PAUPERIS AND DIRECTING  
INSTITUTION TO CALCULATE,  
COLLECT, AND FORWARD  
PAYMENTS

Plaintiff was granted leave to proceed *in forma pauperis* on October 5, 2009. Dkt. 2. However, as Plaintiff is a prisoner proceeding pro se, the order granting *in forma pauperis* status should have directed Plaintiff's institution to calculate, collect and forward payments from Plaintiff for the court's filing fee. Accordingly, it is **ORDERED**:

Plaintiff's declaration indicates he is unable to afford the court's filing fee or give security therefor. Accordingly, Plaintiff's application to proceed as a pauper is **GRANTED**. As set forth below, an initial partial filing fee will be collected, and Plaintiff is required to make monthly payments of 20 percent of the preceding months income credited to his/her account until the full amount of the filing fee is satisfied.

Pursuant to 28 U.S.C. § 1915 and Plaintiff's approved application to proceed *in forma pauperis*, the agency having custody of the above named Plaintiff is directed to calculate an

1 initial partial filing fee equal to 20 percent of greater of -- the average monthly deposits to the  
2 prisoner's account or the average monthly balance in the prisoner's account for the 6-month  
3 period immediately preceding the date of this Order. The initial partial filing fee should be  
4 forwarded to the Court Clerk as soon as practicable.

5 Subsequently, if the prisoner's account exceeds \$10.00, each month the agency is  
6 directed to collect and forward payments equal to 20 percent of the prisoner's preceding month's  
7 income credited to the prisoner's account. In the event that the monthly payment would reduce  
8 the prisoner's account below \$10.00, the agency should collect and forward only that amount  
9 which would reduce the prisoner's account to the \$10.00 level. Please note that this \$10.00 limit  
10 does not apply to the initial partial filing fee described above. Finally, the monthly payments  
11 should be collected and forwarded to the court until the entire filing fee (\$350.00) for this matter  
12 has been paid.  
13

14 The Clerk is directed to send plaintiff a copy of this Order and the General Order, along  
15 with a copy of Plaintiff's Acknowledgment and Authorization portion of the IFP application to  
16 the attention of the inmate account manager of the Coyote Ridge Corrections Center, Connell,  
17 Washington.  
18

19  
20 DATED this 23rd day of April, 2010.

21   
22 Karen L. Strombom  
23 United States Magistrate Judge  
24  
25  
26